



**2015 SESSION**

**ADDITIONAL DOCUMENTS**

**Business Page**

**[Signed by Chairman]**

**Roll Call**

**Standing Committee Reports**

**Tabled Bills**

**Fiscal Reports**

**Rolls Call Votes**

**Proxy Forms**

**Visitor Registrations**

**\*Any other documents, which were submitted after the committee hearing has ended and/or was submitted late [within 48 hours], regarding information in the committee hearing.**

**\*Witness Statements that were not presented as exhibits.**

**Montana Historical Society Archives**

**225 N. Roberts**

**Helena MT 59620-1201**

**2015 Legislative**

**E-Document Specialist Susie Hamilton**

**BUSINESS REPORT**

**MONTANA HOUSE OF REPRESENTATIVES  
64th LEGISLATURE - REGULAR SESSION**

**HOUSE TRANSPORTATION COMMITTEE**

**Date:** Monday, February 2, 2015  
**Place:** Capitol

**Time:** 3:00 PM  
**Room:** 455

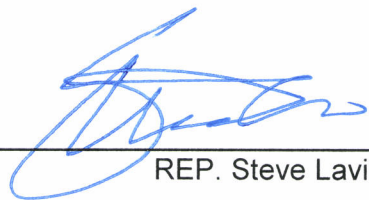
**BILLS and RESOLUTIONS HEARD:**

HB 286 - Require roads to remain open during a dispute over legal access - Rep. Tom Jacobson

**EXECUTIVE ACTION TAKEN:**

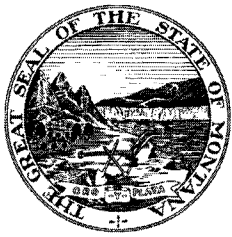
HB 242	Be Tabled and the Vote Reversed
HB 275	Be Tabled and the Vote Reversed
HB 280	Do Pass as Amended
HB 295	Do Pass as Amended
HB 307	Be Tabled and the Vote Reversed

**Comments:**



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REP. Steve Lavin, Chair



*The Big Sky Country*

# MONTANA HOUSE OF REPRESENTATIVES

## TRANSPORTATION COMMITTEE

### ROLL CALL

DATE Feb 2, 2015

NAME	PRESENT	ABSENT/EXCUSED
REP. STEVE LAVIN, CHAIRMAN	✓	
REP. CHRISTY CLARK, VICE CHAIR	✓	
REP. NANCY WILSON, VICE CHAIR	✓	
REP. ROB COOK	✓	✓
REP. WILLIS CURDY	✓	
REP. CLAYTON FISCUS	✓	
REP. FRANK GARNER	✓	
REP. GEORGE KIPP III	✓	
REP. MARGIE MACDONALD		✓
REP. WENDY MCKAMEY	✓	✓
REP. MIKE MILLER	✓	
REP. LEE RANDALL	✓	
REP. BRIDGET SMITH		✓
REP. KATHY SWANSON	✓	

14 MEMBERS



## HOUSE STANDING COMMITTEE REPORT

February 2, 2015

Page 1 of 1

Mr. Speaker:

We, your committee on **Transportation** recommend that **House Bill 280** (first reading copy -- white) **do pass as amended.**

Signed:   
*Representative Steve Lavin, Chair*

**And, that such amendments read:**

1. Page 6, line 29.

**Following:** "front"

**Strike:** "i"

**Insert:** ". In lieu of a lamp affixed to the bicycle, a bicyclist may use a lamp with equal intensity and visibility affixed to the cyclist's helmet and facing forward."

- END -

**Committee Vote:**

**Yes 12, No 2**

Fiscal Note Required ☐

HB0280001SC.hbb

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2/3/15  
1:30



## HOUSE STANDING COMMITTEE REPORT

February 2, 2015

Page 1 of 2

Mr. Speaker:

We, your committee on **Transportation** recommend that **House Bill 295** (first reading copy -- white) **do pass as amended.**

Signed: \_\_\_\_\_

*Representative Steve Lavin, Chair*

**And, that such amendments read:**

- END -

1. Page 1, line 18.

**Following:** "(A)"

**Strike:** "not less than"

2. Page 1, line 20.

**Following:** "(B)"

**Strike:** "not less than"

3. Page 1.

**Following:** line 23

**Insert:** "(A) "bus stop" means a location identified to the department of transportation by a school district, municipality, or county as the point at which a school bus will stop to pick up or discharge passengers during the school year;"

4. Page 1, line 24.

**Strike:** "(A)"

**Insert:** "(B)"

5. Page 1, line 25.

**Following:** "highway"

**Strike:** "in any 30-day period"

6. Page 1, line 26.

**Committee Vote:**

**Yes 10, No 4**

Fiscal Note Required X

HB0295001SC.hbb

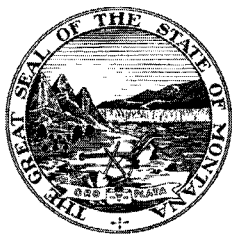
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February 2, 2015

Page 2 of 2

Strike: "(B)"

Insert: "(C)"



*The Big Sky Country*

# MONTANA HOUSE OF REPRESENTATIVES

## TRANSPORTATION COMMITTEE

### ROLL CALL VOTE

BILL NUMBER HB 275

DATE Feb 2, 2015

MOTION Do Pass

NAME	AYE	NO	PROXY
REP. CHRISTY CLARK, VICE CHAIR	✓	✓	
REP. NANCY WILSON, VICE CHAIR	✓		
REP. LEE RANDALL		✓	
REP. MARGIE MACDONALD	✓		
REP. CLAYTON FISCUS		✓	
REP. BRIDGET SMITH	✓		
REP. ROB COOK		✓	
REP. KATHY SWANSON	✓		
REP. MIKE MILLER		✓	
REP. WILLIS CURDY	✓		
REP. WENDY MCKAMEY		✓	
REP. FRANK GARNER		✓	
REP. GEORGE KIPP III	✓		
REP. STEVE LAVIN, CHAIRMAN		✓	

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14 MEMBERS



*The Big Sky Country*

# MONTANA HOUSE OF REPRESENTATIVES

## TRANSPORTATION COMMITTEE

### ROLL CALL VOTE

BILL NUMBER #3295

DATE Feb 2, 2015

MOTION Do Pass as Amended

NAME	AYE	NO	PROXY
REP. CHRISTY CLARK, VICE CHAIR		✓	
REP. NANCY WILSON, VICE CHAIR	✓		
REP. LEE RANDALL		✓	
REP. MARGIE MACDONALD	✓		
REP. CLAYTON FISCUS		✓	
REP. BRIDGET SMITH	✓		
REP. ROB COOK	✓		
REP. KATHY SWANSON	✓		
REP. MIKE MILLER	✓		
REP. WILLIS CURDY	✓		
REP. WENDY MCKAMEY	✓		
REP. FRANK GARNER	✓		
REP. GEORGE KIPP III	✓		
REP. STEVE LAVIN, CHAIRMAN		✓	

10 4

14 MEMBERS



## BILL TABLED NOTICE

### HOUSE TRANSPORTATION COMMITTEE

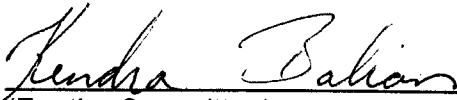
The HOUSE TRANSPORTATION COMMITTEE TABLED


**HB 242 - Revise notification requirements when a vehicle is involved in an accident - Rep. Kerry White**

**HB 275 - Revise fuel tax revenue to fund maintenance and public transportation - Rep. Nancy Wilson**

**HB 307 - Revise special fees for certain trucks transporting timber owned by truck owner - Rep. Mike Cuffe**

by motion, on **Monday, February 2, 2015** (PLEASE USE THIS ACTION DATE IN LAWS BILL STATUS).

  
(For the Committee)

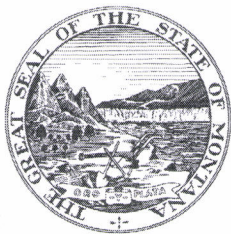
  
(For the Chief Clerk of the House)

6 pm 2/2/15  
(Time) (Date)

February 2, 2015 (5:57pm)

Kendra Balian, Secretary

Phone: 444-7353



*The Big Sky Country*

# MONTANA HOUSE OF REPRESENTATIVES

## VISITORS REGISTER

### TRANSPORTATION COMMITTEE

DATE Feb 2, 2015

BILL NO: HB 286

SPONSOR(S): Rep. Tom Jacobson

SHORT TITLE: Require roads to remain open during a dispute over legal access.

Please leave prepared testimony with secretary.

Witness Statement forms are available if you care to submit written testimony.

PLEASE PRINT

PLEASE PRINT

PLEASE PRINT

PLEASE PRINT

Name	Representing	Support	Oppose	Informt'l
Jerry Davis	Mt Bow Hunters	X		
JOHN GRIMM	MT. DNRC	X		
Bill Ouse/lo	self	X		
Stacy Fraser	Helena Hunters	X		
JOHN BORGMEYER	2651- MSA	X		
John Johnson	PLWA	X		
Tom Hooley	PLWA			
Jean Johnson	MOGA		X	
Cindy Swank	self		X	
Nick Gavock	self	X		
Freddie Royce	SELF	X		
George Golie	MWF	X		
Mack Robbins	Self		X	
HAROLD BLATTIE	MACU		X	
William Gowen	MLTA		X	
Bill Courtneaz	Self			
Jake Traylor	Arduban	X		
Rod Bellis	Self	X		

Nicole Rolf

Jay Bodner

Chuck Deane

MFBF

MSG-A/MCW

UPOM

X

X

X

## ADDITIONAL DOCUMENTS



Chairman Lavin and Members of the Committee:

The Montana Bowhunters Association's mission is to preserve and promote bowhunting opportunities.

MBA stands in support of HB 286 because this bill addresses an unfair practice that some landowners have and are using to prevent utilization of roads that have a history of public use. Through this practice landowners have unfairly prevented the public from accessing public lands only accessible by these roads. Subsequently bowhunters have been unable to take advantage of opportunities on those public lands. Often, after costly litigation these roads have been found to be public Rights of Way yet the landowner was afforded the litigation period to prevent public use.

Due process is a linchpin fundamental of our justice system. Unilaterally blocking a public Right of Way before there has been due process is a violation of the public's right to due process.

For this reason MBA urges you to vote "do pass" to HB 286.

Thank you,

  
Jerry Davis

Region 8 Representative - Legislative Committee

Montana Bowhunters Association

[pipelinejerry@gmail.com](mailto:pipelinejerry@gmail.com)

100-443887-10

February 2, 2015



PO Box 595, Helena, MT 59624  
406.443.3949

[www.mtaudubon.org](http://www.mtaudubon.org)

HB 286-Require roads to remain open during a dispute over legal access

Sponsor: Rep. Tom Jacobson

Committee: House Transportation

Chairman Lavin and Members of the Committee:

My name is Jake Troyer and I'm here representing the over 5,200 members of Montana Audubon in support of HB 286.

It is our mission is to promote the appreciation, knowledge and conservation of Montana's native birds, other wildlife, and natural ecosystems to safeguard biological diversity for current and future generations.

We are rising in support of Representative Jacobson's legislation for the following reasons:

1. Montanan's access to public lands has become highlighted through a spectrum of bills introduced by members of sides of the aisle. We feel it is critical for birders, hunters, anglers and any other person who want to access our public lands can do that without obstruction of any types.
2. One item specifically about this bill we like is how it hasn't been written isn't about landowners versus Montanans. Rather, this is a bill that addresses lawbreakers, not landowners.

We like this bill because while any needed adjudication is taking place to resolve the issue, Montanans will still be able to access our public lands during the process.

3. As we read this bill, it applies to roads that already have an established historic use by the public that are suddenly closed and lock out the public.

The ongoing issue between landowners and public access advocates has been an ongoing discussion these last few sessions and we see this as a positive step in continuing the conversation.

We urge a do-pass of House Bill 286 to the House floor. Thank you for your time.

Bitterroot Audubon	Five Valleys Audubon	Flathead Audubon	Last Chance Audubon	Mission Mountain Audubon	Pintler Audubon	Sacajawea Audubon	Upper Missouri Breaks Audubon	Yellowstone Audubon
Bitterroot	Missoula	Kalispell	Helena	Polson	Butte/Dillon	Bozeman	Great Falls	Billings